

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kevin W. Smith Confirmation No.: 8879  
Serial No.: 09/854,812 Examiner: Unknown  
Filing Date: May 14, 2001 Group Art Unit: 3739  
Docket No.: 1001.1451103 Customer No.: 28075  
For: POLYPECTOMY SNARE INSTRUMENT

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Office of OIPE Filing Receipt Corrections  
Commissioner for Patents  
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**REQUEST FOR CORRECTED FILING RECEIPT**

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8(i)(B):  
I hereby certify that this paper is being facsimile transmitted to  
the United States Patent and Trademark Office at (703) 746-9195 on the date shown below.

  
Kathleen L. Bockley

April 13, 2005  
Date

Sir:

Attached is a copy of the official Filing Receipt received with regard to the above application for which issuance of a corrected Filing Receipt is respectfully requested.

Applicant requests correction of number of claims and independent claims to indicate the claims as presented in the Preliminary Amendment which was submitted as part of the Continuation Application. As this application was originally filed on May 14, 2001, the Preliminary Amendment is considered acceptable as it was properly formatted at the time of original submission.

Applicant also requests inclusion of the domestic priority data as indicated on the Continuation Application Transmittal, as such method for claiming priority was allowable and properly submitted at the time of original submission. The priority data should read: "This application is a CON of 09/369,724 08/06/1999".

Further, Applicant requests review of the filing fees in connection with this file, which falls under the payment schedule that was valid at the time of original submission. At the time of submission for reconstruction, no changes to the claims as originally filed in the Preliminary Amendment were made. Applicant recognizes that any changes in the claims will fall under the fee schedule which is valid at the time the changes are made.

The requested correction is not due to any error by Applicants and no fee is due. Applicants respectfully request correction of this error and issuance of a corrected Filing Receipt in due course.

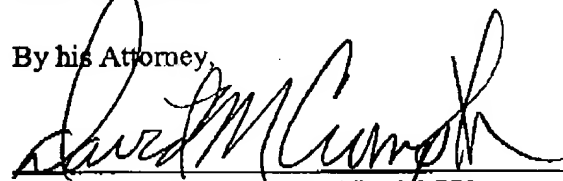
Respectfully submitted,

Kevin W. Smith

By his Attorney,

Date: \_\_\_\_\_

4/13/05

  
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CROMPTON, SEAGER & TUFTE, LLC  
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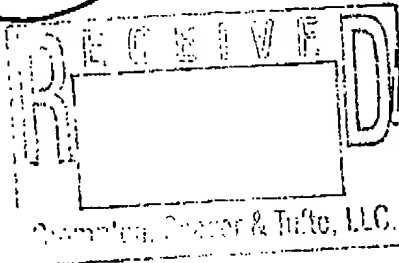


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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
09/854,812	05/14/2001	3739	1750	1001.1451103	4	80 20	4

28075  
CROMPTON, SEAGER & TUFTE, LLC  
1221 NICOLLET AVENUE  
SUITE 800  
MINNEAPOLIS, MN 55403-2420



CONFIRMATION NO. 8879

FILING RECEIPT



\*0C000000015685946\*

Date Mailed: 04/07/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Kevin W. Smith, Coral Gables, FL;

## Power of Attorney:

David Gordon-29996  
Thomas Gallagher-31358  
David Jacobson-39235

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 04/06/2005

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US09/854,812**

Projected Publication Date: 07/14/2005

Non-Publication Request: No

Early Publication Request: No

*This application is a CON of  
09/369.724 08/06/1999*

**Title**

Polypectomy snare instrument

**Preliminary Class**

600

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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